

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: CLASSEN, John B.  
 Serial No.: 08/591,651  
 Filed: February 12, 1996  
 For: METHOD AND COMPOSITION FOR AN EARLY VACCINE...  
 Confirmation No.: 9417



Art Unit: 1643  
 Examiner: BRUMBACK, B.  
 Washington, D.C.  
 Atty.'s Docket: CLASSEN=1A  
 Date: November 5, 2002

AF/1643  
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THE COMMISSIONER OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

TECH CENTER 1600/2901

Sir:

Transmitted herewith is an ☐ Amendment ☒ Appellant's Brief, Appendix 1-2, Ownby et al., Singh, et al. (all in triplicate) in the above-identified application.

☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously asserted.

☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

☐ No additional fee is required.

☒ Attached is the Appeal Brief Fee of \$160.00.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required applicant requests that this be considered a petition therefor.

☒ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

☐ First - \$ 55.00  
☐ Second - \$200.00  
☐ Third - \$460.00  
☒ Fourth - \$720.00  
☐ Fifth - \$980.00

Other Than Small Entity

Response Filed Within

☐ First - \$ 110.00  
☐ Second - \$ 400.00  
☐ Third - \$ 920.00  
☐ Fourth - \$1440.00  
☐ Fifth - \$1960.00

*Not required*

☒ Less fees (\$720.00) already paid for 4 months extension of time on October 18, 2002.

☐ Please charge my Deposit Account No. 02-4035 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is attached.

☐ A check in the amount of \$\_\_\_\_\_ is attached (check no. \_\_\_\_\_).

☒ Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$160.00 is attached.

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR Section 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By:

*[Signature]*  
 IVER P. COOPER  
 Registration No. 28,005

Facsimile: (202) 737-3528  
 Telephone: (202) 628-5197

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